

## Message Text

LIMITED OFFICIAL USE

PAGE 01 GUATEM 00675 051949Z

63

ACTION L-02

INFO OCT-01 ARA-06 ISO-00 EB-07 COME-00 CIAE-00 INR-07

NSAE-00 RSC-01 TRSE-00 AID-05 /029 W

----- 041306

R 051922Z FEB 75

FM AMEMBASSY GUATEMALA

TO SECSTATE WASHDC 5789

INFO AMEMBASSY MANAGUA

AMEMBASSY SAN JOSE

AMEMBASSY SAN SALVADOR

AMEMBASSY TEGUCIGALPA

LIMITED OFFICIAL USE GUATEMALYS0675

E.O. 11652: N/A

TAGS: EINV, GT

SUBJECT: CALVO CLAUSE AND RELATED PROVISIONS

REF: STATE 024007

1. BEGIN UNCLASSIFIED. THERE ARE NO CALVO CLAUSES, SIMILAR OR MORE GENERAL PROVISIONS IN GUATEMALAN CONSTITUTION AND LAWS. ANSWER TO QUESTION ON THIRD PARTY ARBITRATION RAISED REFTEL ALSO NEGATIVE. END UNCLASSIFIED.

2. BEGIN LIMITED OFFICIAL USE. COMMENT: POSSIBILITY OF SOME FUTURE RESTRICTIONS ON FOREIGN INVESTMENT ARISE IN DRAFT REVISED CACM TREATY WHICH WOULD RESTRICT FOREIGN INVESTMENT BY:  
A) REQUIRING FOREIGN INVESTORS TO SIGN CONTRACTS WITH GOVERNMENT(S); AND B) SCALING DOWN INCENTIVES ACCORDED INDUSTRIAL CONCERNS AS AMOUNT OF FOREIGN INVESTMENT IN PARTICULAR INVESTMENT INCREASES. NEVERTHELESS, GIVEN HISTORY OF OPEN GOG POLICY TOWARD FOREIGN INVESTMENT WE DOUBT GOG WILL ACCEPT THESE RESTRICTIVE CLAUSES IN FINAL TREATY.

DECONTROL DATE: FEBRUARY 4, 1976.

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PAGE 02 GUATEM 00675 051949Z

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** INVESTMENT LAW, FOREIGN INVESTMENTS, INVESTMENT CONTROLS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 05 FEB 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** GolinoFR  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975GUATEM00675  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D750042-0974  
**From:** GUATEMALA  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1975/newtext/t19750271/aaaactq.tel  
**Line Count:** 60  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION L  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 75 STATE 024007  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** GolinoFR  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 08 SEP 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <08 SEP 2003 by ElyME>; APPROVED <09 SEP 2003 by GolinoFR>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
05 JUL 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** CALVO CLAUSE AND RELATED PROVISIONS  
**TAGS:** EINV, GT  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006